

HOWIE & SMITH, L.L.P.

ATTORNEYS AT LAW
1777 BOREL PLACE, SUITE 1000
SAN MATEO, CA 94402-3509
TEL: (650) 685-9300
FAX: (650) 212-0842

ROBERT G. HOWIE, SBN 057361

AUDREY SMITH, SBN 180836

ATTORNEYS FOR PLAINTIFFS KATHERINE MILTON, INDIVIDUALLY AND AS TRUSTEE FOR THE KATHERINE VASSER CROMMELIN MILTON LIVING TRUST; JOHN G. CROMMELIN IV, INDIVIDUALLY; RANDALL TURNER INDIVIDUALLY AND AS TRUSTEE FOR THE LILLIAN B. CROMMELIN, JAMES HAMPTON GOING & JAMES MERRITT REED JR. DESCENDANTS' TRUSTS

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

KATHERINE MILTON, individually and)
as TRUSTEE FOR THE KATHERINE)
VASSER CROMMELIN MILTON)
LIVING TRUST; JOHN G. CROMMELIN)
IV, individually; RANDALL TURNER,)
individually and as TRUSTEE FOR THE)
LILLIAN B. CROMMELIN, JAMES)
HAMPTON GOING & JAMES MERRITT)
REED JR., DESCENDANTS' TRUSTS)

Plaintiffs,

v.

ATAIN SPECIALTY INSURANCE)
COMPANY, a Michigan corporation,)
and DOES 1-25, inclusive,)

Defendants.)

Case No. 4:16-CV-04604-DMR

**PLAINTIFFS REQUEST AND ~~PROPOSED~~
ORDER OF DISMISSAL WITH
PREJUDICE**

Case Filed: July 13, 2016

Plaintiffs have agreed to settlement, and performance of the terms of the settlement has been accomplished, the parties have agreed to bear their own costs and attorneys fees, there are no cross-actions in the matter.

The plaintiffs therefore request entry of a dismissal order with prejudice.

//

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed in San Mateo California, County of San Mateo on March 10, 2017.

HOWIE & SMITH, L.L.P.

By: /s/Robert G. Howie

Robert G. Howie, Esq. Attorney for Plaintiff
KATHERINE MILTON, individually and as
TRUSTEE FOR THE KATHERINE VASSER
CROMMELIN MILTON LIVING TRUST;
JOHN G. CROMMELIN IV, individually,
RANDALL TURNER, individually and as
TRUSTEE FOR THE LILLIAN B.
CROMMELIN JAMES HAMPTON GOING &
JAMES MERRITT REED JR. DESCENDANTS'
TRUSTS


~~[Proposed]~~ **ORDER OF DISMISSAL**

Plaintiffs have agreed to settlement, and performance of the terms of the settlement have been accomplished, the parties have agreed to bear their own costs and attorneys fees, there are no cross-actions in the matter.

On request of the plaintiffs for entry of a dismissal with prejudice, and for good cause shown:

IT IS HEREBY ORDERED that the action be and is dismissed with prejudice.

Dated: March 13, 2017

The seal of the United States District Court for the Northern District of California is circular. It features a red rectangular stamp in the center that reads "IT IS SO ORDERED". Overlaid on this stamp is a handwritten signature in blue ink. The text around the seal reads "UNITED STATES DISTRICT COURT" at the top and "NORTHERN DISTRICT OF CALIFORNIA" at the bottom. To the right of the seal, the text reads: "THE HONORABLE DONNA M. RYU, MAGISTRATE JUDGE OF THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA".

THE HONORABLE DONNA M. RYU,
MAGISTRATE JUDGE OF THE UNITED STATES
DISTRICT COURT FOR THE NORTHERN DISTRICT
OF CALIFORNIA

CERTIFICATE OF SERVICE

I certify that a copy of this document was served electronically on March 10, 2017 on counsel of record in compliance with Federal Rule 5, Local Rule 5-6, by use of the Court's ECF system.

/s/ Robert G. Howie
Robert G. Howie, Esq.